

**RESOLUTION NO. 75188**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE RATIFYING EXECUTION OF AN AGREEMENT WITH SCHINDLER ELEVATOR CORPORATION FOR ELEVATOR MAINTENANCE AND REPAIR SERVICES AT CITYWIDE FACILITIES MANAGED BY GENERAL SERVICES**

**WHEREAS**, on July 1, 2009, the Director of Finance ("Director") of the City of San José ("City"), acting on behalf of the City pursuant to authorization granted by the City Council on June 23, 2009, executed an agreement with Schindler Elevator Corporation to provide maintenance and repair services of elevators and escalators at citywide facilities managed by General Services; and

**WHEREAS**, the proposed agreement that was provided to the City Council in the agenda packet for the June 23 approval, and later executed by the Director, was written for an initial year compensation not to exceed \$185,500, which included \$155,460 for scheduled maintenance and \$30,040 for additional services ("Agreement"); and

**WHEREAS**, the Council memorandum and accompanying resolution inadvertently stated initial year maximum compensation of \$155,500 and failed to mention the additional \$30,040 for additional services; and

**WHEREAS**, the City desires to ratify the Director's execution of the Agreement in an amount not to exceed \$185,500, including \$30,040 for additional services;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:**

The execution by the Director of Finance of an agreement with Schindler Elevator Corporation for elevator and escalator maintenance and repair services at citywide

facilities managed by General Services for the initial term of July 1, 2009 to June 30, 2010, in an amount not to exceed \$185,500, is hereby ratified.

ADOPTED this 1st day of December, 2009, by the following vote:

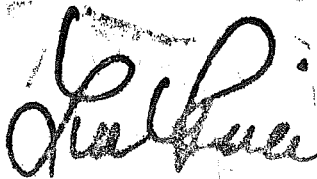
AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,  
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE; REED.

NOES: NONE.

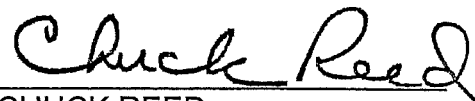
ABSENT: NONE.

DISQUALIFIED: NONE.

ATTEST:



LEE PRICE, MMC  
City Clerk



CHUCK REED  
Mayor